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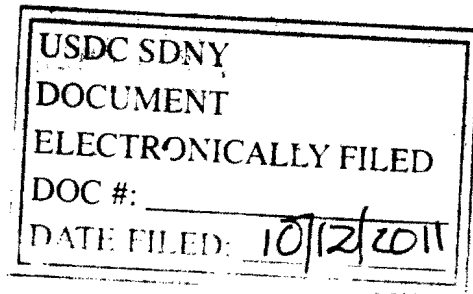
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October 11, 2011

**MEMO ENDORSED****VIA FACSIMILE (914-390-4278)**

Hon. Cathy Seibel  
United States District Judge  
United States District Court  
Southern District of New York  
300 Quarropas Street  
White Plains, New York 10601

Re: *Rock, et al. v. Moss Codilis, LLP, et al.*  
*Docket No. 10-CV-3106 (CS)*



Dear Judge Seibel:

We represent Defendants, Moss Codilis, LLP and American Home Mortgage Servicing, Inc. ("AHMSI"), in the above-referenced lawsuit, in which Plaintiffs filed a class action Complaint alleging violations of the Fair Debt Collection Practices Act in connection with a loan mortgage of their residence. For the reasons set forth below, we write to respectfully request a limited stay of discovery.

Pursuant to the Scheduling Order, discovery in this case is to conclude by April 25, 2012. The parties have exchanged discovery demands and are in the process of completing their respective discovery responses. On Friday, October 7, 2011, Plaintiffs' counsel advised us that Plaintiffs are interested in the possibility of a loan modification and, in the event that a loan modification is agreed upon by the parties, this case will be deemed settled. In response, Defendant AHMSI provided Plaintiffs with the loan modification forms which contain the list of the necessary financial information in order for AHMSI to review the application. In our experience, the entire loan modification process may range from thirty (30) to sixty (60) days depending on how soon the application is submitted for review and the completeness of the information provided. In some instances, there are several back-and-forth communications between counsel because the information provided may be incomplete and/or inadequate.

Given this recent development which may expedite resolution of this case, the parties believe that a limited stay of discovery is appropriate for the express purpose of completing the loan modification process and, at the same time, avoid the incurrence of additional costs and fees. Accordingly, Defendants respectfully request a stay of discovery for sixty (60) days; Plaintiffs' consent to this request only if the Court correspondingly extends discovery for the

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same amount of time. No prior request has been made by Defendants for either a stay or an extension of discovery.

We thank the Court for its consideration in this matter.

Respectfully submitted,

HINSHAW & CULBERTSON LLP

By: *Concepcion A. Montoya*  
Concepcion A. Montoya (CM-7147)

cc: Cassandra Miller, Esq. (Via Facsimile)  
Abraham Kleinman, Esq. (Via Facsimile)

Discovery stayed for 60 days. All previously  
~~set~~ set deadlines are extended 60 days.  
April 27, 2012 conference is adjourned to:  
6/29/2012 @ 3:30 PM

So Ordered.

*Cathy Seibel*  
Cathy Seibel, U.S.D.J.

Dated: 10/11/11

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October 11, 2011

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FROM:	Concepcion A. Montoya	USER ID:	1991
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